

## COVER LETTER CHANGE REQUEST 3

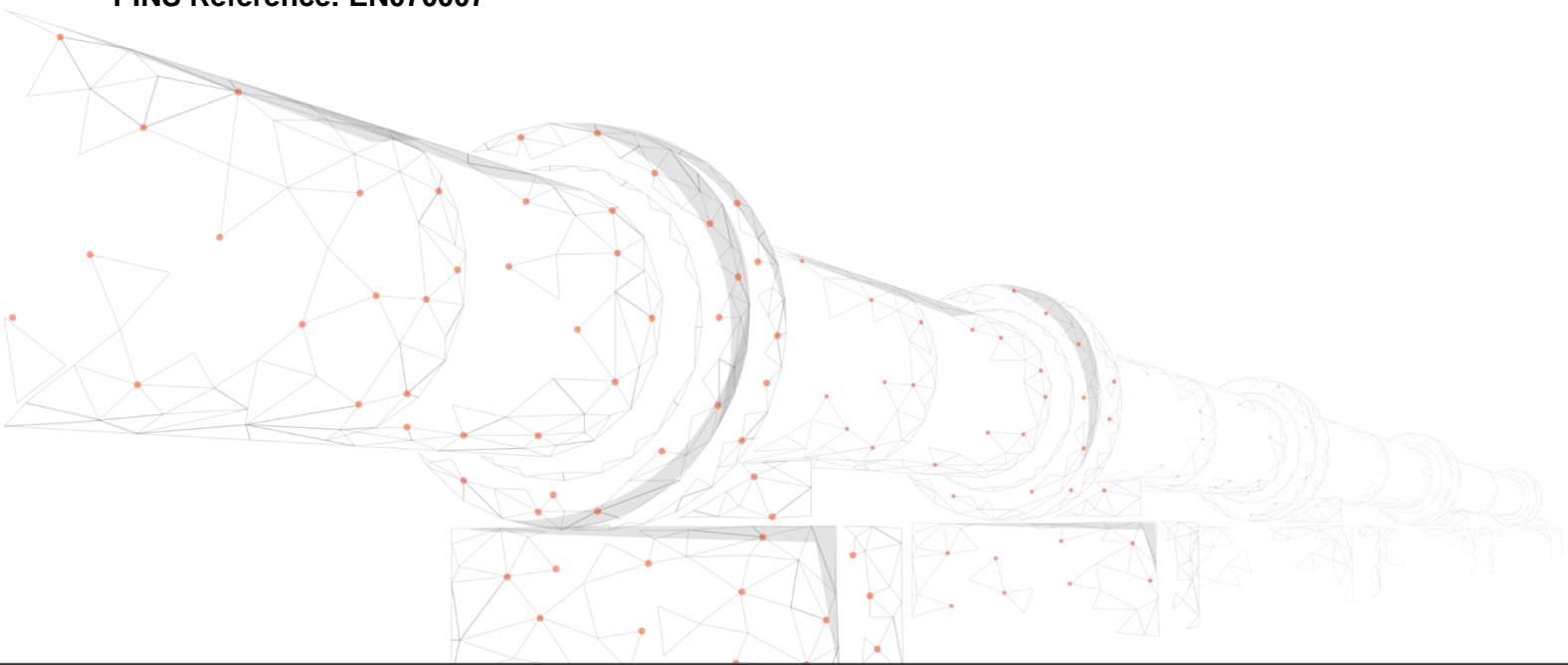
### HyNet Carbon Dioxide Pipeline DCO

Planning Act 2008

Document Reference Number D.7.1.10

Applicant: Liverpool Bay CCS Limited

PINS Reference: EN070007



REVISION: A

DATE: July 2023

DOCUMENT OWNER: WSP UK Limited

PUBLIC

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04 July 2023

Dear Mr Stephens,

**EN070007 HyNet Carbon Dioxide Pipeline – Change Request 3**

Further to the Applicant's submission of its Notification of Intention to Submit a Change Request (3) on 20 June 2023 **[REP4-270]** ("the Notification"), please find enclosed the Applicant's Change Request 3.

A detailed description of Change 1 and its justification can be found in the Notification **[REP4-270]**. Change 2, Change 3 and Change 4 were not included in the Notification **[REP4-270]** and instead the Applicant informed the Planning Inspectorate ('the Inspectorate') on 23 June 2023 (Change 2 and 4) and 30 June 2023 (Change 3) that these changes were to be submitted with Change Request 3 based on recent discussions with landowners. It is the Applicant's view that the nature of these changes, involving the removal of land from the Order Limits with the support of the affected landowners, means that the approach to consultation, environmental reporting and timetable outlined for Change 1 in the Notification **[REP4-270]**, is also appropriate for Changes 2, 3 and 4.

All changes are described below:

**Change 1 – Removal of Shotton Lane Centralised Compound and reduction to Newbuild Infrastructure Boundary (Applicant's reference: PS27)**

The request sets out a change to the DCO Proposed Development as a result of continuing engagement with and in response to a direct request from the landowner **[REP4-264]**. This change would see the removal of the Shotton Lane Centralised Compound (Work No. 41A).

The removal of the Shotton Lane Centralised Compound (Work No.41A), and removal of the Temporary Working Area (Work No. 41D) requires the extension of the Temporary Access (Work No. 41B) to meet the Carbon Dioxide Pipeline Works (Work No. 41), to ensure access is maintained. This will result in the removal of land from the Order Limits (specifically land parcels 18-08, 18-09, 18-12 and the partial removal of parcel 18-13), and no new land will be impacted.

### **Change 2 – Change to Outline Surface Water Drainage Design and reduction to Newbuild Infrastructure Boundary at Ince AGI (Applicant’s reference: PS28):**

The Applicant proposes the removal of Plot 1-07 and updates to the Outline Surface Water Drainage Strategy, due to the request from the interested landowners to avoid the outfall for the Ince AGI drainage pond connecting into the East Central Drain [REP4-248].

### **Change 3 – Reduced Newbuild Infrastructure Boundary at Picton Lane (Applicant’s reference: PS29):**

The Applicant proposes removal of land from the Order Limits at Picton Lane to minimise land take required for construction and operational access at Work No. 16A and Work No. 16B, and to bring the Order Limits in line with the land plot changes, submitted at Deadline 4, made at the landowner’s request and as raised by the ExA (Action Point CAH1-AP4) in the first set of hearings [REP4-265].

The Applicant has reviewed the land associated with the haul route at Picton Lane (plot 7-02 and plot 7-03) and concluded that the allocated land can be reduced.

### **Change 4 – Change to application of compulsory powers for Encirc land access (Applicant’s reference: PS30):**

The Applicant proposes downgrading part of Plot 1-06 from permanent acquisition of rights to temporary possession of land. To do this a new Plot 1-06d has been created within the existing Order Limits. This change is sought in response to the Landowner’s concerns regarding access [REP4-280] and developed during ongoing engagement with them. Associated Works Plans updates have been made, partially splitting Work No. 3, creating a new Work No. 3A (downgraded from Permanent Access to Temporary Access) and Work No. 3B (remains a Permanent Access but is now functionally independent and as such warrants its own Work Number).

### **Extent of information submitted at Change Request 3**

The Applicant has submitted information at Change Request 3 to enable the Examining Authority (ExA) and Interested Parties to identify and understand the changes proposed. However, in the interest of clarity and practicality, the Applicant intends to submit other documentation impacted by the proposed changes (if the ExA accepts the changes) during the consolidation of the application/examination documentation later in the Examination.

### **Consultation**

The Applicant confirms that the changes sought do not create or result in ‘additional land’ within the meaning of the Infrastructure Planning (Compulsory Acquisition)

Regulations 2010. The changes do not result in any new affected persons under section 42(1)(a) to (d). The changes have been developed in consultation with key affected parties. Any change affecting other parties, such as rights holders, only reduces or removes the impact on those parties and accordingly it is not necessary to consult on them under the regulations. Should the change be accepted, the Applicant will write to any previously affected party noting that their interest has now been removed from the Application or downgraded.

Tables 1, 2 and 3 below confirm the affected persons who hold an interest in the plots subject to Change Request 3. All parties identified are already known to the Applicant and no new interests have been identified.

**Table 1 – Change 1 Affected Persons**

<b>Plot</b>	<b>Change</b>	<b>Landowner</b>	<b>Tenure</b>	<b>Change discussed with land interests?</b>
18-08, 18-09 and 18-12	Plots removed	Stephen William Oultram and Catherine Oultram	Freeholder occupier	Yes – Landowner requested the compound to be removed to reduce farm impact. Change has been proposed in a formal letter to the landowner and discussed in meetings (see appended letter).
		Sir Charles Angus Gladstone, David John Bickerton and James Carwithen Greenwood	Freeholder (Mines and minerals)	Yes – Ongoing engagement (in-person) with the land agent regarding the change request.
		The Coal Authority, SP Manweb plc, Dwr Cymru Cyfyngedig	Rights	No – Interests are no longer affected

<b>Plot</b>	<b>Change</b>	<b>Landowner</b>	<b>Tenure</b>	<b>Change discussed with land interests?</b>
18-13	Plot area reduced	Stephen William Oultram and Catherine Oultram	Freeholder Occupier	Yes – As above
		Dwr Cymru Cyfyngedig, BT Group plc, SP Manweb plc and Flintshire County Council	Rights	No – Interests are no longer affected.

**Table 2 – Change 2 Affected Persons**

<b>Plot</b>	<b>Change</b>	<b>Landowner</b>	<b>Tenure</b>	<b>Consulted</b>
1-07	Plot removed	CF Fertilisers UK Limited	Freeholder Occupier	Yes – Landowner request to remove permanent acquisition rights over their freehold land. Email notification has been provided to the landowner to inform them of the change request.
		Environment Agency	Occupier	No – The change makes no material difference to the interest held.

**Table 3 – Change 3 Affected Persons**

<b>Plot</b>	<b>Change</b>	<b>Landowner</b>	<b>Tenure</b>	<b>Consulted</b>
7-02	Plot area reduced	Jean Audrey Woods and Carl Winston Woods	Freeholder	Yes - Landowner requested a reduced impact to the access. Change has been proposed through ongoing meetings and an email notification has been provided to the landowner to inform them of the change request.
7-03, 7-03a, 7-03b	Plot areas reduced	Robert Esmor Jones, Ivor Esmor Jones, Nora Yvonne Jones, Robert Gwyn Jones	Freeholder	Yes – Landowner has been notified of the change request through email correspondence.
		HSBC UK Bank Plc	Freeholder mortgagee	No – The change does not directly affect the interest held.
		National Gas Transmission Plc	Rights	No – The change makes no material difference to the interest held. Utilities are also protected by the Protective Provisions.

**Table 4 – Change 4 Affected Persons**

<b>Plot</b>	<b>Change</b>	<b>Landowner</b>	<b>Tenure</b>	<b>Consulted</b>
1-06, 1-06d	Change of part of plot 1-06 from permanent acquisition of rights to temporary possession of land only to create 1-06d	Encirc Limited	Freeholder	Yes – Landowner requested the change. The Applicant and the landowner have held various meetings to discuss the proposals regarding this change request.
		National Grid Electricity Transmission plc, SP Manweb plc, Peel NRE Limited	Rights	No – The change makes no material difference to the interest held. Utilities are also protected by the Protective Provisions.

The Applicant notes that there is no statutory requirement for changes to submitted DCO applications to be formally consulted on under the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. As set out in the regulations, the purpose of the Environmental Statement (ES) is to provide information on the likely significant effects of the proposal. The Applicant has undertaken an assessment of the impact of the changes on the conclusions of the ES and determined that these are not altered and that the likely significant effects remain as reported. There is no change to the overall significance of impacts which would require consultation with statutory bodies. They are not prejudiced by the lack of formal consultation as their submitted responses to the Examination remain valid and applicable. The Applicant submits that requiring formal consultation on these changes would not be proportionate given the minor nature of the changes to the ES.

The Applicant has considered which bodies could be ‘relevant’ to the changes within the meaning of Advice Note 3. The removal of the construction compound at Shotton Lane removes one significant adverse landscape impact; however, that impact was temporary and removal does not change the overall conclusions of the landscape and

visual assessment. There are accordingly considered to be no relevant bodies for that change.

The Applicant considers that Flintshire County Council as local highway authority would have a relevant interest in Change 1 due to the consequential changes in traffic numbers elsewhere. The Applicant has therefore, in line with Advice Note 16, voluntarily engaged with Flintshire County Council on Change 1 as to how that change has affected the traffic and transportation assessment. Flintshire County Council has not raised any concerns with regard to this change or the impact on the traffic and transport assessment through that engagement.

The changes act, in environmental terms, to make minor improvements to the scheme including reduced land take. The rationale for seeking these changes is primarily to reduce impacts on affected landowners from compulsory powers and not to make changes which are material to the environmental impact assessment.

### **Change Request 3 Environmental Technical Note**

The Applicant has produced an Environmental Technical Note (document reference: **D.7.47**) to document how the proposed changes would affect the environmental assessments reported in the consolidated ES, submitted at Deadline 4. A summary of the changes to the ES is provided in **Table 1** of the Environmental Technical Note (document reference: **D.7.47**).

### **Application Document Tracker**

Due to the submission of the Applicant's Deadline 5 submissions and Change Request 3 on the same date, the Applicant has seen fit to submit just one version of the Application Document Tracker to include updated documents for both, to provide clarity to the ExA and Interested Parties.

Yours sincerely,

**Martin Currie**

Director, Liverpool Bay CCS Limited

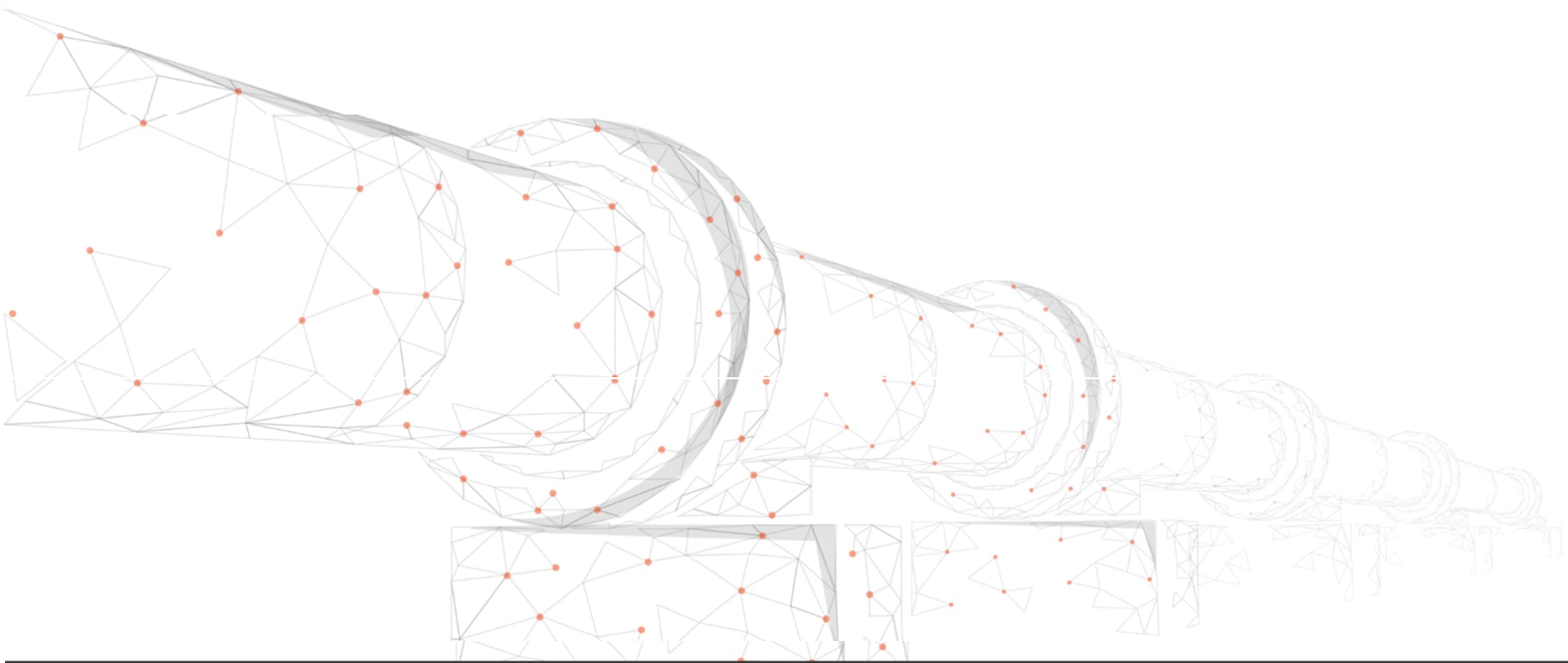


**Table 1: Documents submitted as part of this Change Request (3)**

<b>Application Document Reference</b>	<b>PINS Document Reference (Most up to date submitted version)</b>	<b>Document Details</b>	<b>Comments</b>
<b>D.1.3</b>	REP4-002	Application Document Tracker (Rev J) (Clean)	Includes Word version. Submitted with Deadline 5
<b>D.1.3</b>	REP4-003	Application Document Tracker (Rev J) (Tracked Change)	Submitted with Deadline 5
<b>D.2.1</b>	CR2-003	Location Plan (Rev D)	
<b>D.2.1.1</b>	N/A	Updated GIS Shapefile (Rev D)	
<b>D.2.2</b>	REP4-004	Land Plans (Rev G)	
<b>D.2.3</b>	REP4-005	Crown Land Plans (Rev F)	
<b>D.2.4</b>	REP4-006	Works Plans (Rev G)	
<b>D.2.5</b>	CR2-006	Access and Rights of Way Plans (Rev E)	
<b>D.2.13</b>	CR2-007	Important Hedgerow Plans (Rev E)	
<b>D.3.1</b>	REP4-008	Draft Development Consent Order (Rev H) (Clean)	Includes Word version
<b>D.3.1</b>	REP4-007	Draft Development Consent Order (Rev H) (Tracked Change)	
<b>D.3.3</b>	REP4-011	Schedule of Changes to the dDCO (Rev G)	
<b>D.4.1</b>	REP4-012	Statement of Reasons (Rev H) (Clean)	

<b>Application Document Reference</b>	<b>PINS Document Reference (Most up to date submitted version)</b>	<b>Document Details</b>	<b>Comments</b>
<b>D.4.1</b>	REP4-013	Statement of Reasons (Rev H) (Tracked Change)	
<b>D.4.3</b>	REP4-016	Book of Reference (Rev H) (Clean)	
<b>D.4.3</b>	REP4-017	Book of Reference (Rev H) (Tracked Change)	
<b>D.4.3.1</b>	REP4-018	Schedule of Changes to the Book of Reference (Rev E)	
<b>D.6.5.13</b>	CR1-111	Outline Surface Water Drainage Strategy (Rev C) (Clean)	
<b>D.6.5.13</b>	CR1-112	Outline Surface Water Drainage Strategy (Rev C) (Tracked Change)	
<b>D.6.5.13.2</b>	CR1-114	OSWDS Annex B Proposed Conceptual Drainage Layouts and Typical Drainage Construction Details (Rev C)	
<b>D.7.47</b>	N/A	Change Request 3 Environmental Technical Note (Rev A)	

# Appendix 1





From: Williams, Sean  
Sent: 04 July 2023 17:53  
To: Vipin, Akshat  
Subject: Fwd: HyNet Carbon Dioxide Pipeline - Status Update letter

Sent from my iPhone

Begin forwarded message:

From: "Williams, Sean" <[redacted]@wsp.com>  
Date: 30 June 2023 at 12:26:00 BST  
To: Richard Baker <[redacted]@sherman.com>  
Cc: Rob MacKenzie <[redacted]>  
Subject: RE: HyNet Carbon Dioxide Pipeline - Status Update letter

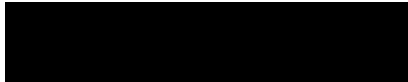
Richard,

As discussed, 11:30 next Friday is fine for us we will also bring someone along from the technical team to discuss concerns regarding the borehole.

Kind Regards,



**Sean Williams PGDIP, BSc** (Hons)  
Principal Land and Property Consultant - Land Assembly  
Land Services



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Manchester  
M15 4RP



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From: Richard Baker <[redacted]>  
Sent: Friday, June 30, 2023 11:38 AM  
To: Williams, Sean <[redacted]@wsp.com>  
Cc: [redacted]  
Subject: RE: HyNet Carbon Dioxide Pipeline - Status Update letter

Sean,

Thanks for this. I can confirm that we are available to meet at the farm at 11.30 on Friday 7<sup>th</sup> July.  
Please confirm that this is convenient to you.

Kind regards

Richard Baker MRICS FAAV  
Partner

For and on behalf of Fisher German LLP



International House - Kingsfield Court - Chester Business Park - Chester - CH4 9RE



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From: Williams, Sean <[REDACTED]@wsp.com>

Sent: Friday, June 30, 2023 10:54 AM

To: Richard Baker <[REDACTED]@fishergerman.co.uk>

Cc: Rob MacKenzie <[REDACTED]>; Catherine Oultram <[REDACTED]>

Subject: HyNet Carbon Dioxide Pipeline - Status Update letter

Hi Richard,

As requested, please find attached a copy of the status update letter issued to the Oultrams earlier this week.

Please also note we have submitted change request 3 to the Examining Authority on 20 June 2023 which sets out the proposal to formally remove the compound from the DCO order limits. We would like to further discuss this along with the other matters set out within the letter on a site visit next week, please can you provide availability for this?

Please can you also provide acknowledgement of receipt for the attached letter?

Kind Regards,

<image020.png>

**Sean Williams PGDIP, BSc** (Hons)  
Principal Land and Property Consultant - Land Assembly  
Land Services

[REDACTED]

[REDACTED] the UK  
8 First Street  
Manchester  
M15 4RP

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